IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.49945 of 2007
AMRESH KUMAR SHAHI @ RINKU @ ABDULLAH SHAHI
Versus
STATE OF BIHAR
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6. 2.7.2008 Heard.

It is clear from the reports received from the Senior Superintendent of Police, Patna that the victim of the offence has refused to come to Bihar for attending the test identification parade on the plea of his illness. The victim's intimation received by the Senior Superintendent of Police is from his lawyer and that intimation appears as one of the annexures of the Senior Superintendent of Police, Patna which is also signed by the victim Kishore Vedak . It does not make any request that he could come on any particular date for attending to the test identification parade rather it is mentioned in the letter of the advocate that the victim will be communicating with the Senior Superintendent of Police as soon as he is in a position to travel to Patna. There is no report further in that behalf. Most of the accused persons whose names appear in the statement of the victim recorded under Section 164 Cr.P.C. have been granted bail either by me

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or by other Benches including the Hon'ble Judge who referred the matter by his order dated 3.12.2007 for placing before my Bench. I have granted bail to Khalid Imam but for reasons which could be best known to him, he refused the hearing of the bail petition. As things stand presently, I do not see any reason to stay my hand granting bail to the petitioner Amresh Kumar Shahi @ Rinku @ Abdullah Shahi and accordingly he is directed to be released from custody on furnishing bond of Rs.10,000/-(ten thousand)with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Patna in Gandhi Maidan P.S.Case no.211 of 2006.

(Dharnidhar Jha, J.)

B.Kr.

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